

MORGAN L. FITCH, JR.
FRANCIS A. EVEN*
JULIUS TABIN
JOHN F. FLANNERY
ROBERT B. JONES
JAMES J. SCHUMANN
JAMES J. HAMILL
TIMOTHY E. LEVSTY
JOSEPH E. SHIPLEY
KENNETH H. SAMPLER
PHILIP T. PETTI
JOSEPH T. NABOR
STEVEN C. SCHROER
RICHARD A. KABA*
KARL R. FINK
MARK W. HETZLER
TIMOTHY P. MALONEY
JAMES P. KRUEGER
STEPHEN S. FAVAKEH
EDWARD W. GRAY, JR.*
RICHARD E. WAWRZYNIAK
STEVEN G. PARMELEE
SHERRI N. BLOUNT*
BRUCE R. MANSFIELD
KENDREW H. COLTON*
G. PAUL EDGELL*
RICHARD W. SCHUMACHER
MICHAEL A. SANZO*



FITCH, EVEN, TABIN & FLANNERY

ATTORNEYS AND COUNSELLORS AT LAW

Established in 1859

SUITE 401L - 1801 K STREET, NW
WASHINGTON, D.C. 20006-1201

TELEPHONE (202) 419-7000

FACSIMILE (202) 419-7007

ILLINOIS OFFICE

SUITE 1600 - 120 SOUTH LA SALLE STREET, CHICAGO, ILLINOIS 60603 3406

TELEPHONE (312) 577 7600

CALIFORNIA OFFICE

SUITE 250 - 9276 SCRANTON ROAD, SAN DIEGO, CA 92121 7707

TELEPHONE (619) 552 1311

COLORADO OFFICE

SUITE 213 - 1942 BROADWAY, BOULDER, COLORADO 80302

TELEPHONE (303) 402 6966

CHRISTOPHER E. GEORGE*
SCOTT J. MENGHINI
EDWARD E. CLAIR
SANDRA V. SCAVO
JON A. BIRMINGHAM
RUDY KRATZ
RAMON R. HOCH*
JOHN E. LYHUS
STEVEN M. FREELAND
DONNA M. BECKER
SEAN J. DONOHUE
MICHAEL D. JAGLEWSKI
BRIAN S. CLISE
MARTIN R. BADER
DEREK J. PRESTIN
MARK A. BOFFOS
DAVID R. JAGLEWSKI
BRIAN EDGE*
PATENT AGENTS

ERIC J. WITTEBELL
JONATHAN L. KENSTOSE
LILIA L. SAFON

OF COUNSEL

THOMAS F. LEBENS
GEORGE W. SPELLMIRE, JR.
LISA M. SOMMER



September 15, 2003

Commissioner of Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, **MS RCE**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Re: Request for Continued Examination, etc.
Appl. No.: 09/897,433
Filed: July 3, 2001
Title: **Treatment of Substance P-Related Disorders**
Inventor(s): Grouzmann, *et al.*
Atty. Dkt.: 7571/73193 (formerly 81985/279329)

Dear Sir:

The following documents are being forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Request for Continued Examination;
2. Response Under 37 C.F.R. § 1.111;
3. Second Supplemental Information Disclosure Statement;
4. Form PTO-1449, List of References Cited by Applicant;
5. References AA1-AE1, AH1-AI1, and AL1-AM1; and
6. One return postcard.

*ADMITTED TO D.C. BAR, D.C. PRACTICE OF
ALL OTHERS LIMITED TO FEDERAL COURTS
AND AGENCIES

Commissioner of Patents
September 15, 2003
Page 2

The Commissioner is hereby authorized to charge the fee for filing an RCE in the amount of \$375.00 (Small Entity Status is claimed) to our Deposit Account No. 06-1135 under Order No. 7571/73193. The Commissioner is also authorized to charge any fee deficiency or credit any overpayment to our Deposit Account No. 06-1135 under Order No. 7571/73193.

It is respectfully requested that the enclosed postcard be stamped with the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Very truly yours,

FITCH, EVEN, TABIN & FLANNERY

A handwritten signature in cursive script that reads "Michael A. Sanzo".

Michael A. Sanzo
Reg. No. 36,912
Attorney for Applicants

MAS:ct
Enclosures



THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Grouzmann, *et al.*

Appl. No.: 09/897,433

Filed: July 3, 2001

For: **Treatment of Substance P-Related Disorders**

Art Unit: 1651

Examiner: J. Witz

Atty. Dkt.: 7571/73193
(Formerly 81985/279329)

RECEIVED

SEP 17 2003

TECH CENTER 1600/2900

Request for Continued Examination

Commissioner of Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, **MS RCE**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

This is a Request for Continued Examination (RCE) of the above-identified application under 37 C.F.R. §1.114.

1. Submission required under 37 C.F.R. §1.114:

a. Previously submitted:

- ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on [1.116 Amendment filed].
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on [Appeal Brief filed].
- ☐ Other:

b. Enclosed:

- ☒ Amendment and Response Under 37 C.F.R. § 1.111
- ☐ Affidavit(s)/Declaration(s)
- ☒ Information Disclosure Statement (IDS)

09/16/2003 MGE BREM1 00000029 064135 09897433
01 FC:2801 375.00 DA

09/16/2003 MGE BREM1 00000029 09897433
01 FC:2801 375.00 DA

2. Additional Items:

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of [No. of Months Suspension 1.103(c)] months. (Period of suspension shall not exceed three months; fee under 37 C.F.R. §1.17(i) required.)
- ☐ A petition for extension of time is enclosed.
- ☒ A return postcard is enclosed.
- ☐ Other: Change of Address Notice
- ☒ Applicant(s) assert entitlement to Small Entity Status.
- ☐ RCE Fee required under 37 C.F.R. § 1.17(e) without a claim of small entity status is: \$750.00.
- ☒ RCE Fee required under 37 C.F.R. § 1.17(e) by an entity claiming small entity status is: \$375.00.
- ☐ A check in the amount of \$ [Check Amount enclosed] is enclosed.
- ☒ Charge \$ \$375.00 to Deposit Account No. 06-1135 under Order No. 7571/73193.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135 under Order No. 7571/73193. Should no proper payment be enclosed herewith, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135 under the same Order Number. This sheet is filed in duplicate.

Respectfully submitted.

FITCH, EVEN, TABIN & FLANNERY

By Michael A. SanzoMichael A. Sanzo
Reg. No. 36,912
Attorney for ApplicantsDate September 12, 2003
1801 K Street, N.W., Suite 401L
Washington, DC 20006-1201
Phone: (202) 419-7013